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January 16, 2003

to: **Mary Kennedy**
Estelle Tsevdos

fax #: **(212) 425-5288**

re: **Hearing Notice**

pages: **1**

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**PAT. & T.M. OFFICE
ARD OF PATENT APPEALS
AND INTERFERENCES**

Per our telephone conversation, attached is the hearing notice for Appeal No. 2002-1299 08/962,740 (Attorney Docket No. 10401/1), scheduled for April 3, 2003.

Please have the attorney assigned to this case sign, date, and return the attached paper to my attention within 21 days from the mailing date of this notice indicating confirmation or waiver of the hearing. Failure to file this form within this time period will be construed as a waiver of the request for oral hearing.

Thanx for your assistance.

Dianne E. Maggard
Dianne E. Maggard
Paralegal Specialist

From the desk of...

Dianne E. Meggard
Paralegal Specialist
Board of Patent Appeals & Interferences
1225 Jefferson Davis Highway, Crystal
Gateway 2, 12AB
Arlington, VA 22202

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
www.uspto.gov

3922

Amy L. Hulina
Kenyon & Kenyon
1025 Connecticut Avenue, NW
Washington, DC 20036

Appeal No: 2002-1299
Appellant: David E. Levy et al.
Application No: 08/962,740
Hearing Room: B
Hearing Docket: A
Hearing Date: Thursday, April 03, 2003
Hearing Time: 1:00 PM
Location: Room 12C07
CRYSTAL GATEWAY 2
1225 Jefferson Davis Highway
Arlington, VA 22202

Paper No: 30

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BOARD OF PATENT APPEALS
AND INTERFERENCES

Your attention is directed to 37 CFR § 1.194(a).

The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up.

The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.

This form must be completed below and filed with the Board of Patent Appeals and Interferences preferably by facsimile within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this form may alternatively be filed by mail if facsimile is not available.

Failure to file this form within this time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By order of the Board of Patent Appeals and Interferences

BPAI FAX No:

(703)-308-6200

BPAI Mailing Address:

BOARD OF PATENT APPEALS AND INTERFERENCES
UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL
PROPERTY AND DIRECTOR OF THE UNITED STATES PATENT AND
TRADEMARK OFFICE
WASHINGTON, D.C. 20231

Paralegal Specialist
Dianne E. Maggard
(703)-305-4673

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE:

HEARING ATTENDANCE CONFIRMED
 HEARING ATTENDANCE WAIVED

Signature of Attorney/Agent/Appellant

Date

Registration No.